

Pub. L. 95-26, title I, §104, May 4, 1977, 91 Stat. 82.)

#### AMENDMENTS

1977—Pub. L. 95-26 struck out “during any fiscal year” after “\$4,000”.

1976—Pub. L. 94-440 substituted “\$4,000 during any fiscal year” for “\$2,000”.

#### **§ 65c. Expense allowance for Secretary of Senate, Sergeant at Arms and Doorkeeper of Senate, and Secretaries for Senate Majority and Minority**

(a) Notwithstanding any other provision of law, there is hereby established an account, within the Senate, to be known as the “Expense Allowance for the Secretary of the Senate, Sergeant at Arms and Doorkeeper of the Senate and Secretaries for the Majority and for the Minority, of the Senate” (hereinafter in this section referred to as the “Expense Allowance”). For each fiscal year (commencing with the fiscal year ending September 30, 1981) there shall be available from the Expense Allowance an expense allotment not to exceed \$3,000 for each of the above specified officers. Amounts paid from the expense allotment of any such officer shall be paid to him only as reimbursement for actual expenses incurred by him and upon certification and documentation by him of such expenses. Amounts paid to any such officer pursuant to this section shall not be reported as income and shall not be allowed as a deduction under title 26.

(b) For the fiscal year ending September 30, 1981, and the succeeding fiscal year, the Secretary of the Senate shall transfer, for each such year, \$8,000 to the Expense Allowance from “Miscellaneous Items” in the contingent fund of the Senate. For the fiscal year ending September 30, 1983, and for each fiscal year thereafter, there are authorized to be appropriated to the Expense Allowance such funds as may be necessary to carry out the provisions of subsection (a) of this section.

(Pub. L. 97-51, §119, Oct. 1, 1981, 95 Stat. 964; Pub. L. 98-63, title I, July 30, 1983, 97 Stat. 334; Pub. L. 99-514, §2, Oct. 22, 1986, 100 Stat. 2095.)

#### AMENDMENTS

1986—Subsec. (a). Pub. L. 99-514 substituted “Internal Revenue Code of 1986” for “Internal Revenue Code of 1954”, which for purposes of codification was translated as “title 26” thus requiring no change in text.

1983—Subsec. (a). Pub. L. 98-63, which directed that “\$3,000” be substituted for “\$2,000” in first sentence of subsec. (a), was executed by making the substitution in second sentence as the probable intent of Congress.

#### EFFECTIVE DATE OF 1983 AMENDMENT

Title I of Pub. L. 98-63 provided that the amendment made by Pub. L. 98-63 is effective for fiscal years beginning on or after Oct. 1, 1982.

#### **§ 65d. Funds advanced by Secretary of Senate to Sergeant at Arms and Doorkeeper of Senate to defray office expenses; accountability; maximum amount; vouchers**

From funds available for any fiscal year (commencing with the fiscal year ending September 30, 1984), the Secretary of the Senate shall advance to the Sergeant at Arms and Doorkeeper

of the Senate for the purpose of defraying office expenses such sums (for which the Sergeant at Arms and Doorkeeper shall be accountable) not in excess of \$1,000 at any one time, as such Sergeant at Arms shall from time to time request; except that the aggregate of the sums so advanced during the fiscal year shall not exceed \$10,000.

In accordance with the provisions of this section, a detailed voucher shall be submitted to the Secretary of the Senate by such Sergeant at Arms whenever necessary, in order to replenish funds expended.

(Pub. L. 98-51, title I, §104, July 14, 1983, 97 Stat. 266.)

#### CODIFICATION

Section is from the Congressional Operations Appropriation Act, 1984, which is title I of the Legislative Branch Appropriation Act, 1984.

#### **§ 65e. Transferred**

#### CODIFICATION

Section, Pub. L. 98-63, title I, July 30, 1983, 97 Stat. 333, which provided that effective with fiscal year 1983 and each fiscal year thereafter, the expense allowance of Majority and Minority Whips of Senate could not exceed \$5,000 each fiscal year for each Whip, was transferred and executed to section 31a-1 of this title.

#### **§ 65f. Funds for Secretary of Senate to assist in proper discharge within United States of responsibilities to foreign parliamentary groups or other foreign officials**

##### **(a) In general**

On and after July 11, 1987, the Secretary of the Senate is authorized to use any available funds (but not in excess of \$50,000 for any fiscal year), out of the appropriation account (within the Contingent Fund of the Senate) for the Secretary of the Senate, to assist him in the proper discharge, within the United States, of his appropriate responsibilities to members of foreign parliamentary groups or other foreign officials.

##### **(b) Effective date**

The provisions of subsection (a) of this section shall be effective in the case of expenditures for fiscal years ending after September 30, 1986.

##### **(c) Transfer of funds**

Upon the written request of the Secretary of the Senate, with the approval of the Committee on Appropriations of the Senate, there shall be transferred any amount of funds available under subsection (a) of this section specified in the request, but not to exceed \$10,000 in any fiscal year, from the appropriation account (within the contingent fund of the Senate) for expenses of the Office of the Secretary of the Senate to the appropriation account for the expense allowance of the Secretary of the Senate. Any funds so transferred shall be available in like manner and for the same purposes as are other funds in the account to which the funds are transferred.

(Pub. L. 100-71, title I, §2, July 11, 1987, 101 Stat. 423; Pub. L. 102-90, title I, §4, Aug. 14, 1991, 105 Stat. 450; Pub. L. 105-18, title II, §7003(a), June 12, 1997, 111 Stat. 192.)

#### CODIFICATION

Section is from the Supplemental Appropriations Act, 1987.

## AMENDMENTS

1997—Subsec. (c). Pub. L. 105-18 added subsec. (c).

1991—Subsec. (a). Pub. L. 102-90 substituted “On and after July 11, 1987, the Secretary of the Senate is authorized” for “The Secretary of the Senate is authorized” and “\$50,000” for “\$25,000”.

## EFFECTIVE DATE OF 1997 AMENDMENT

Section 7003(b) of Pub. L. 105-18 provided that: “The amendment made by subsection (a) [amending this section] shall be effective with respect to appropriations for fiscal years beginning on or after October 1, 1996.”

**§ 66. Repealed. Pub. L. 93-344, title V, § 505(1), July 12, 1974, 88 Stat. 322**

Section, act June 19, 1934, ch. 648, title I, § 1, 48 Stat. 1022, directed that the fiscal year for adjustment of accounts of Secretary of Senate for compensation and mileage of Senators extend from July 1 to June 30.

**§ 66a. Restriction on payment of dual compensation by Secretary of Senate**

Unless otherwise specifically authorized by law, no part of any appropriation disbursed by the Secretary of the Senate shall be available for payment of compensation to any person holding any position, for any period for which such person received compensation for holding any other position, the compensation for which is disbursed by the Secretary of the Senate.

(June 27, 1956, ch. 453, 70 Stat. 360.)

**§ 67. Clerks to Senators-elect**

A Senator entitled to receive his own salary may appoint the usual clerical assistants allowed Senators.

(Mar. 2, 1895, ch. 177, § 1, 28 Stat. 766; Feb. 20, 1923, ch. 98, 42 Stat. 1266; June 19, 1934, ch. 648, title I, § 1, 48 Stat. 1022.)

## AMENDMENTS

1934—Act June 19, 1934, struck out provisions as to maximum of four clerical assistants and as to their compensation.

**§ 67a. Employment of civilian employees of executive branch of Government by Senate Committee on Appropriations; restoration to former position**

Whenever any person has left or leaves any civilian position in any department or agency in the executive branch of the Government in order to accept employment by the Senate Committee on Appropriations, he shall be carried on the rolls of such committee and shall be solely employed by such committee, and responsible only to it; but he shall be entitled upon making application to the Director of the Office of Personnel Management within thirty days after the termination of his employment by such committee (unless such employment is terminated for cause) to be restored to a position in the same or any other department or agency where an opening exists, comparable to the position which, according to the records of the department or agency which he left to accept employment by the Senate Committee on Appropriations or in the judgment of the Director of the Office of Personnel Management, such person would be occupying if he had remained in the

employ of such department or agency during the time he was employed by such committee; and such person shall be restored to such position with the same seniority, status, and pay as if he had remained in the employ of the department or agency which he left, during such time. This section shall not be construed to require any person to be restored to a position in any department or agency after the expiration of the time for which he was appointed to the position which he left to accept employment by such committee.

(June 13, 1945, ch. 189, § 1, 59 Stat. 243; July 1, 1946, ch. 530, 60 Stat. 392; 1978 Reorg. Plan No. 2, § 102, eff. Jan. 1, 1979, 43 F.R. 36037, 92 Stat. 3783.)

## AMENDMENTS

1946—Act July 1, 1946, reenacted section without change.

## TRANSFER OF FUNCTIONS

“Director of the Office of Personnel Management” substituted in text for “Civil Service Commission” pursuant to Reorg. Plan No. 2 of 1978, § 102, 43 F.R. 36037, 92 Stat. 3783, set out under section 1101 of Title 5, Government Organization and Employees, which transferred functions vested by statute in United States Civil Service Commission and Chairman thereof to Director of Office of Personnel Management (except as otherwise specified), effective Jan. 1, 1979, as provided by section 1-102 of Ex. Ord. No. 12107, Dec. 28, 1978, 44 F.R. 1055, set out under section 1101 of Title 5.

**§ 68. Payments from Senate contingent fund**

No payment shall be made from the contingent fund of the Senate unless sanctioned by the Committee on Rules and Administration of the Senate. Payments made upon vouchers or abstracts of disbursements of salaries approved by said Committee shall be deemed, held, and taken, and are declared to be conclusive upon all the departments and officers of the Government: *Provided*, That no payment shall be made from said contingent fund as additional salary or compensation to any officer or employee of the Senate.

(Oct. 2, 1888, ch. 1069, 25 Stat. 546; Aug. 2, 1946, ch. 753, § 102, 60 Stat. 814; Pub. L. 93-554, title I, Dec. 27, 1974, 88 Stat. 1776; Pub. L. 104-186, title I, § 105(c), Aug. 20, 1996, 110 Stat. 1722.)

## CODIFICATION

Section is based on provisions of last par. on 25 Stat. 546, act of Oct. 2, 1888, ch. 1069, relating to payments from contingent fund of Senate. Provisions of that par. relating to payments from contingent fund of House of Representatives were classified to section 95 of this title prior to being struck out by Pub. L. 104-186.

## AMENDMENTS

1974—Pub. L. 93-554 inserted provision relating to applicability to payments made upon abstracts of disbursements of salaries.

1946—Act Aug. 2, 1946, substituted “Committee on Rules and Administration” for “Committee to Audit and Control Contingent Expenses”.

## EFFECTIVE DATE OF 1974 AMENDMENT

Title I of Pub. L. 93-554 provided that the amendment made by Pub. L. 93-554 is effective Jan. 1, 1975.

## EFFECTIVE DATE OF 1946 AMENDMENT

Section 142 of act Aug. 2, 1946, provided that the amendment made by that act is effective Jan. 2, 1947.